



RESOLUTION

(FOR CONDEMNATION)

PROVIDING FOR THE ACQUISITION OF A PEDESTRIAN EASEMENT FOR PUBLIC USE, TO WIT: PORTLOCK ROAD BEACH ACCESS EASEMENT, SITUATE AT MAUNALUA, HONOLULU, OAHU, HAWAII, AND DETERMINING AND DECLARING THE NECESSITY OF THE ACQUISITION THEREOF BY EMINENT DOMAIN.

BE IT RESOLVED by the Council of the City and County of Honolulu:

I.

That for public use and purpose, to wit: Portlock Road Beach Access Easement, Parcel 1 (TMK: 3-9-004:041), situate at Maunalua, Honolulu, Oahu, Hawaii, proceedings in eminent domain as provided by law be instituted for the acquisition of a pedestrian access easement for pedestrians to access the beach and ocean from Portlock Road over, through, and across Parcel 1, the description and map of which parcel of land is attached hereto as Exhibit A and made a part hereof, and that the Corporation Counsel of the City and County of Honolulu be and she is hereby authorized and empowered to institute the said proceedings.

That this acquisition by eminent domain is necessary for the aforesaid public use and purpose.

II.

That in the process of said proceedings in eminent domain, the Corporation Counsel be and she is hereby authorized and empowered to negotiate terms of settlement, subject to the approval of this Council and/or of the Court before which such proceedings are commenced.



RESOLUTION

BE IT FINALLY RESOLVED by the Council that the Clerk be and is hereby directed to transmit copies of this resolution to the Department of Design and Construction, Department of the Corporation Counsel, Department of Land Management, and the Department of Budget and Fiscal Services.

INTRODUCED BY:

DATE OF INTRODUCTION:

NOV 16 2018

Honolulu, Hawaii

Councilmembers

Approved this _____ day of _____, 2018.

KIRK W. CALDWELL, Mayor
City and County of Honolulu



RESOLUTION

PORTLOCK ROAD BEACH ACCESS EASEMENT

PARCEL 1

(Beach Access Easement)

Being all of Lane "N", Block 1 in Section "A" of the Maunalua Beach Subdivision, being also a portion of R. P. 4475, L. C. Aw. 7713, Ap. 30 to V. Kamamalu. Situate at Maunalua, Honolulu, Oahu, Hawaii.

Beginning at the Southeast corner of this parcel of land, being also the Northeast corner of Lot 59, Block 1 in Section "A" of the Maunalua Beach Subdivision and on the West side of Portlock Road, the coordinates of said point of beginning referred to Government Survey Triangulation Station "KOKO HEAD" being 3,435.93 feet North and 1,449.89 feet West, as shown on Division of Land Survey and Acquisition Parcel Map File No. 17-10-7-109, and running by azimuths measured clockwise from true South:

- | | | | |
|----|----------|-------------|---|
| 1. | 91° 30' | 196.33 feet | along Lots 59 and 29, Block 1 in Section "A" of the Maunalua Beach Subdivision; |
| 2. | 181° 30' | 2.97 feet | along Lot 29, Block 1 in Section "A" of the Maunalua Beach Subdivision; |
| 3. | 91° 30' | 164.53 feet | along same; |
| 4. | 180° 50' | 6.00 feet | along remainder of R. P. 4475, L. C. Aw. 7713, Ap. 30 to V. Kamamalu; |
| 5. | 271° 30' | 164.60 feet | along Lot 28, Block 1 in Section "A" of the Maunalua Beach Subdivision; |
| 6. | 181° 30' | 2.97 feet | along same; |
| 7. | 271° 30' | 195.18 feet | along Lots 28 and 58, Block 1 in Section "A" of the Maunalua Beach Subdivision; |



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

No. 18-263

RESOLUTION

8. 356° 00' 12.00 feet along the West side of Portlock Road to the point of beginning and containing an area of 3,324 square feet.



19	17	10	7	10
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DATE	REVISION	BY:	APPROVED
8-8-01	Essentials for Gas Line and Power Line and Communications added. BT.	BT	mm
2-27-18	Owners updated. D1.	BT	BT

MAX MAP KEY: 3-9-04; 4

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CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

RESOLUTION 18-263

Introduced: 11/16/18 By: TREVOR OZAWA

Committee: BUDGET

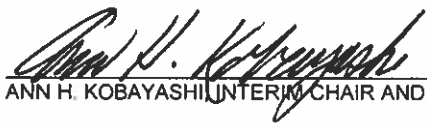
Title: RESOLUTION (FOR CONDEMNATION) PROVIDING FOR THE ACQUISITION OF A PEDESTRIAN EASEMENT FOR PUBLIC USE, TO WIT: PORTLOCK ROAD BEACH ACCESS EASEMENT, SITUATE AT MAUNALUA, HONOLULU, OAHU, HAWAII, AND DETERMINING AND DECLARING THE NECESSITY OF THE ACQUISITION THEREOF BY EMINENT DOMAIN.

Voting Legend: * = Aye w/Reservations

11/28/18	BUDGET	CR-397 - RESOLUTION REPORTED OUT OF COMMITTEE TO BE LAID OVER, ORDERED PUBLISHED AND SUBSEQUENTLY ADOPTED.
12/05/18	COUNCIL	CR-397 ADOPTED AND RESOLUTION LAID OVER AND ORDERED PUBLISHED. 8 AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE. 1 ABSENT: ANDERSON.
12/14/18	PUBLISH	CONDEMNATION NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
03/08/19	COUNCIL	RESOLUTION 18-263 WAS ADOPTED. 7 AYES: ELEFANTE, FORMBY, FUKUNAGA, KOBAYASHI, MANAHAN, PINE, TSUNEYOSHI. 2 ABSENT: ANDERSON, MENOR.

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this RESOLUTION.


GLEN T. TAKAHASHI, CITY CLERK


ANN H. KOBAYASHI, INTERIM CHAIR AND PRESIDING OFFICER

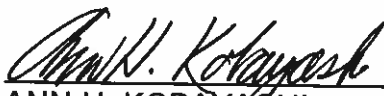
CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

CERTIFICATE

I hereby certify that on March 12, 2019, Resolution 18-263 was presented to the Honorable Kirk Caldwell, Mayor of the City and County of Honolulu, for his approval or otherwise; and that on March 27, 2019, the Mayor returned said Resolution without his signature; therefore, pursuant to Section 3-202 of the Revised Charter of Honolulu, said Resolution 18-263 was approved.

Dated, Honolulu, State of Hawaii, this 27th day of March, 2019.

CITY COUNCIL

By 
ANN H. KOBAYASHI
Interim Chair and Presiding Officer

ATTEST:


GLEN I. TAKAHASHI
City Clerk